IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

WRIT PETITION NO.1853 OF 2006

Madansing Rajmurat Singh ..Petitioner

Vs.

The State of Maharashtra and Ors. ..Respondents

Mr.Ganesh Gole i/b Saba Kureshi for the petitioner

Mrs.U.V.Kejriwala, A.P.P. for the state

AND

WRIT PETITION NO.1854 OF 2006

Mukhtarsing Charansing Thind ..Petitioner

Vs.

The State of Maharashtra and Ors. ..Respondents

Mr.Ganesh Gole i/b Saba Kureshi for the petitioner

Mrs.A.S.Pai, A.P.P. for the state

CORAM : J.N.PATEL &
SMT.ROSHAN S.DALVI, JJ.

DATED : 1ST SEPTEMBER, 2006

P.C.:

1. Heard.

2. Rule.

3. The petition can be disposed of at the stage of admission itself. There are three cases filed against the petitioner on 7.7.04, 29.8.04 and 24.10.04. The cases are pending investigation. The petitioner has been in police custody for 6 days. He was thereafter remanded to Judicial Custody. He has thereafter been released on bail in the last case. Since investigation is pending, he is required to co-operate with the investigating agency and appear before the Investigating Agency whenever called upon.

4. However, the petitioner has made a statement in para 10 of the petition that he does not intend to make any statement under section 164 of the Cr.P.C. in this case. He contends that he is forcibly required to make confessional statement. We record the petitioner’s statement that he does not desire to make any confessional statement. Save and except the above, no further directors or orders are required. Petition disposed of accordingly.

(SHRI J.N. PATEL, J)

(SMT.ROSHAN DALVI, J)